



**Paul J. Diodati**  
*Director*

*Commonwealth of Massachusetts*  
**Division of Marine Fisheries**  
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July 09, 2003

To the mayors and selectmen of the following municipalities:

Salisbury, Newbury, Newburyport, Rowley, Ipswich, Essex, Gloucester, Rockport, Manchester, Beverly, Danvers, Salem, Marblehead, Swampscott, Lynn, Nahant, Saugus, Revere, Winthrop, Boston

Ladies & Gentlemen:

The Division of Marine Fisheries has determined that shellfish (**except surf clams and carnivorous snails**) from the below-defined area no longer contain biotoxins (PSP) from the phytoplankton Alexandrium tamarense in excess of established standards.

Therefore, under authority of Massachusetts General Laws, Chapter 130, Section 74A, 75 and 322 CMR 7.01 (7) the below-defined area will revert to its former status prior to the PSP closure of June 11, 2003 for the harvesting of shellfish (**except surf clams and carnivorous snails**) . Those areas within the below-defined area that are classified as APPROVED and in the "open" status are now open, except for those two species noted above, to the harvest of shellfish for direct human consumption subject to local rules and regulations under authority of Massachusetts General Laws Chapter 130, section 52. Similarly, those areas in the below-defined area that are classified as CODITIONALLY APPROVED and in the "open" status are open subject to the classification conditions.

**"The waters, flats and all tributaries in all above-listed cities and towns and those marine waters managed by the Commonwealth from the New Hampshire/Massachusetts state boundary to the southern tip of Deer Island in the City of Boston."**

The above-defined area remains **CLOSED TO THE TAKING OF SURF CLAMS AND CARNIVOROUS SNAILS**. Digging, harvesting or collecting and/or attempting to dig, harvest or collect these two species and their possession from the above-defined area is prohibited.

Under authority of 322 CMR 7.01(7) all permits issued thereunder are hereby conditioned to prohibit the taking, selling or possession of surf clams and carnivorous snails from the above-defined areas.

Sincerely,

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Paul J. Diodati  
Director

cc: R. Murray, J. Hanlon, J. Tulik, A. Wolski, DELE  
D. McKiernan, M. Hickey, DMF  
WPC, DEP  
FDA  
DPH  
Shellfish Constables of the above Cities and Towns